



DuPont Legal

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## FAX COVER PAGE

December 6, 2006

**Please Deliver to:** **Tamala D. Holland**  
**USPTO**  
**571-270-9911**

**From:** Thomas W. Gorman, Reg. No. 31,959  
**Fax :** (302) 992-5374  
**Phone:** (302) 892-1543  
**Pages:** 10  
**Re:** **U.S. Application No. 10/550,424**  
**PCT/CA04/00440**  
**DC8510 US PCT**

In response to the Notification of Missing Requirements Under 35 USC 371 in the United States Designated/Elected Office (copy attached), enclosed are the following:

- Transmittal Letter to the U.S. Designated/Elected Office Concerning A Submission Under 35 USC 371
- Declaration and Power of Attorney executed by the Inventors
- Copy of Return Receipt Postcard stamped 24 OCT 2005

**Confidentiality Notice:** The information contained in this facsimile message may be privileged and confidential information intended for the use of the addressee listed above. If you are neither the intended recipient nor the employee or agent responsible for delivering this message to the intended recipient, you are hereby notified that any disclosure, copying, distribution or the taking of any action in reliance on the contents of this faxed information is strictly prohibited. If you have received this fax in error, please immediately notify us by telephone to arrange for return of the original document to us. Thank you.

PATENT  
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN THE APPLICATION OF:

PETER ANDRIN ET AL.

CASE NO.: DC8510USPCT

APPLICATION NO.: 10/550,424

CONFIRMATION NO.: 3315

GROUP ART UNIT: UNKNOWN

EXAMINER: UNKNOWN

FILED: MARCH 24, 2004

FOR: PROCESS FOR SEALING PLATES IN A FUEL CELL

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C 371  
IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

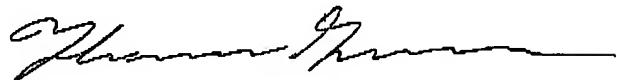
Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) mailed November 27, 2006 (a copy of which is attached), enclosed are the following items:

- Transmittal Letter to the U.S. Designated/Elected Office (DO/EO/US) Concerning A Submission Under 35 U.S.C 371;
- Declaration of the inventors, identifying the application by the International application number and International Filing date; and
- Copy of Return Receipt Postcard stamped by the Office on 24 OCT 2005.

Should any fee be required in connection with the filing of the Missing Requirements, please charge such fee to Deposit Account No. 04-1928 (E. I. du Pont de Nemours and Company).

Respectfully submitted,



THOMAS W. GORMAN  
ATTORNEY FOR APPLICANTS  
Registration No.: 31,959  
Telephone: (302) 892-1543  
Facsimile: (302) 992-5374

Dated: 12-6-06

DEC. 6. 2006 1:29PM

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NO. 9108 P<sub>age</sub> 3 of 2

UNITED STATES PATENT AND TRADEMARK OFFICE

*Letter*  
*Declaration**Zmatt*

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/550,424	Peter Andrin	DC8510 USPT
INTERNATIONAL APPLICATION NO.		PCT/CA04/00440
LA. FILING DATE		PRIORITY DATE
03/24/2004		03/25/2003
CONFIRMATION NO. 3315		
371 FORMALITIES LETTER		
 *OC00000021351372*		

Date Mailed: 11/27/2006

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**PATENT RECORDS**  
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### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 09/21/2005
- Copy of the International Search Report filed on 09/21/2005
- Copy of IPE Report filed on 09/21/2005
- Preliminary Amendments filed on 09/21/2005
- Information Disclosure Statements filed on 07/27/2006
- Request for Immediate Examination filed on 09/21/2005
- U.S. Basic National Fees filed on 09/21/2005
- Priority Documents filed on 09/21/2005
- Specification filed on 09/21/2005
- Claims filed on 09/21/2005
- Abstracts filed on 09/21/2005
- Drawings filed on 09/21/2005

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

→ • Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.  
[https://sportal.uspto.gov/authenticate/AuthenticateUser\\_LocalEPF.html](https://sportal.uspto.gov/authenticate/AuthenticateUser_LocalEPF.html)

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

TAMALA D HOLLAND

Telephone: (703) 308-9140 EXT 209

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/550,424	PCT/CA04/00440	DC8510 USPCT

FORM PCT/DO/EO/905 (371 Formalities Notice)

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<b>TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371</b>		ATTORNEY'S DOCKET NUMBER DC8510 US PCT
INTERNATIONAL APPLICATION NO. PCT/CA04/000440	INTERNATIONAL FILING DATE 24 March 2004 ( 24.03.04 )	U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 60/457459
TITLE OF INVENTION PROCESS FOR SEALING PLATES IN A FUEL CELL		PRIORITY DATE CLAIMED 25 March 2003 ( 25.03.03 )
APPLICANT(S) FOR DO/EO/US ANDRIN, Peter ET AL.		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
<p>1. <input type="checkbox"/> This is a <b>FIRST</b> submission of items concerning a submission under 35 U.S.C. 371.</p> <p>2. <input checked="" type="checkbox"/> This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a submission under 35 U.S.C. 371.</p> <p>3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.</p> <p>4. <input type="checkbox"/> The US has been elected (Article 31).</p> <p>5. <input type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2))        a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau).        b. <input type="checkbox"/> has been communicated by the International Bureau.        c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).</p> <p>6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2))        a. <input type="checkbox"/> is attached hereto.        b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4).</p> <p>7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))        a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau).        b. <input type="checkbox"/> have been communicated by the International Bureau.        c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.        d. <input type="checkbox"/> have not been made and will not be made.</p> <p>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</p> <p>9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</p> <p>10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</p>		
Items 11 to 20 below concern document(s) or information included:		
<p>11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</p> <p>12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</p> <p>13. <input type="checkbox"/> A preliminary amendment.</p> <p>14. <input type="checkbox"/> An Application Data Sheet under 37 CFR 1.76.</p> <p>15. <input type="checkbox"/> A substitute specification.</p> <p>16. <input type="checkbox"/> A power of attorney and/or change of address letter.</p> <p>17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821- 1.825.</p> <p>18. <input type="checkbox"/> A second copy of the published International Application under 35 U.S.C. 154(d)(4).</p> <p>19. <input type="checkbox"/> A second copy of the English language translation of the International application under 35 U.S.C. 154(d)(4).</p>		

U.S. APPLICATION NO. (if known; see 37 CFR 1.5)	INTERNATIONAL APPLICATION NO.	ATTORNEY'S DOCKET NUMBER
60/457459	PCT/CAD4/000440	DC8510 US PCT

20.  Other items or information:

EU916066534US

The following fees have been submitted		CALCULATIONS	PTO USE ONLY	
21. <input type="checkbox"/> Basic national fee (37 CFR 1.492(a))	\$300	\$ 0.00		
22. <input type="checkbox"/> Examination fee (37 CFR 1.492(c)) If the written opinion prepared by ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4). \$0 All other situations. \$200		\$ 0.00		
23. <input type="checkbox"/> Search fee (37 CFR 1.492(b)) If the written opinion of the ISA/US or the International preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4). \$0 Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority. \$100 International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB. \$400 All other situations. \$500		\$ 0.00		
<b>TOTAL OF 21, 22 and 23 =</b>		<b>0.00</b>		
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing in compliance with 37 CFR 1.821(c) or (e) or computer program listing in an electronic medium) (37 CFR 1.492(j)). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.				
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE	
- 100 =	/50 =	x \$250	\$ 0.00	
<input type="checkbox"/> Surcharge of \$130.00 for furnishing any of the search fee, examination fee, or the oath or declaration after the date of commencement of the national stage (37 CFR 1.492(h)).		\$ 0.00		
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	
Total claims	- 20 =		x \$ 50	\$ 0.00
Independent claims	- 3 =		x \$200	\$ 0.00
MULTIPLE DEPENDENT CLAIM(S) (if applicable) YES <input type="checkbox"/>			+ \$360	\$ 0.00
<b>TOTAL OF ABOVE CALCULATIONS =</b>			<b>\$ 0.00</b>	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by ½.			0.00	
<b>SUBTOTAL =</b>			<b>\$ 0.00</b>	
<input type="checkbox"/> Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).			\$ 0.00	
<b>TOTAL NATIONAL FEE =</b>			<b>\$ 0.00</b>	
<input type="checkbox"/> Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property			\$ 0.00	
<b>TOTAL FEES ENCLOSED =</b>			<b>\$ 0.00</b>	
			Amount to be refunded:	\$
			Amount to be charged	\$

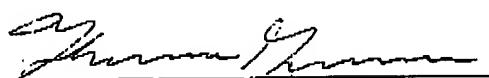
BEST AVAILABLE COPY

- a.  A check in the amount of \$ \_\_\_\_\_ to cover the above fees is enclosed.
- b.  Please charge my Deposit Account No. 04-1928 in the amount of \$ 0.00 to cover the above fees. A duplicate copy of this sheet is enclosed.
- c.  The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 04-1928. A duplicate copy of this sheet is enclosed.
- d.  Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2938.

NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.

SEND ALL CORRESPONDENCE TO:

GORMAN, Thomas W.  
E. I. DU PONT DE NEMOURS AND COMPANY  
Legal Patent Records Center  
4417 Lancaster Pike  
Wilmington, Delaware 19805  
United States of America



SIGNATURE

GORMAN, THOMAS W.

NAME

31,959

REGISTRATION NUMBER

DEC. 6. 2006 1:30PM DUPONT - LEGAL

NO. 9108 P. 10

Express Label: EU916066534US

Case No. DC8510 US PCT

Transmittal Letter to USPTO with Declaration

Other:

Attorney: T. Gorman

JG04 Rec'd PCT/PTO 24 OCT 2005